

City of Killeen
Regular City Council Meeting
Killeen City Hall
June 10, 2014 at 5:00 p.m.

Presiding: Mayor Scott Cospers

Attending: Mayor Pro-Tem Elizabeth Blackstone, Council members Terry Clark, Juan Rivera, Wayne Gilmore, Steve Harris, Jonathan Okray, and Jose Segarra

Also attending were City Manager Glenn Morrison, City Attorney Kathryn Davis, City Secretary Dianna Barker, and Sergeant-at-Arms R. Clayton.

Chaplin Rawls gave the invocation, and Councilmember Harris led everyone in the pledge of allegiance.

Approval of Agenda

Motion was made by Mayor Pro-Tem Blackstone to approve the agenda as written. Motion seconded by Councilmember Gilmore. The motion carried unanimously.

Citizens Petitions

CP-14-007 Larry Cole (1702 Halbert) - Discuss No-Knock Tactics by Killeen Police Department within City Limits
Mr. Cole stated he did not give his letter/email to the newspaper prior to sending it to the council. Mr. Cole explained the reasons for sending an email to the council and expressed a concern that only two Council members responded to his concerns.

Consent Agenda

CA-14-075 Consider minutes of May 27, 2014 Regular City Council meeting.
No Changes.

CA-14-076 Consider a memorandum/resolution amending the City's Thoroughfare Plan to include designating Featherline Road as a minor arterial and designating a continuous flow configuration for Stagecoach Road at its intersections with W.S. Young Drive and Featherline Road to preserve north-south mobility.
Staff comments: Scott Osburn
Gave reasoning for amending the plan, its history and future uses. Staff recommends that the City Council modify the City's Thoroughfare Plan designating Featherline Road as a minor arterial and designating continuous flow configurations for Stagecoach Road at its intersections with W.S. Young Drive and Featherline Road, to be included within the future improvement of Featherline Road, and securing additional right-of-way in order to preserve future north-south mobility in this area, and expressing intent to prioritize improvements to Featherline Road as part of a future community improvement project within the next five years, subject to identification of funding for the same.

- CA-14-077** Consider a memorandum/resolution authorizing the acquisition of real property from Arcade News, Inc. for right-of-way purposes to facilitate construction of the Elms Road Project.

Staff comments: Scott Osburn

City staff has been engaged in preparing for the acquisition and presenting the property owner, Arcade News, Inc., with the Landowners Bill of Rights. The land to be acquired for this project is a 2.482 acre tract of land. The project will provide for the Elms Road extension from SH 195 to Carpet Lane. Staff recommends that the City Council authorize the City Manager to sign the Dedication of Public Right-of-Way agreeing to pay \$400,000 plus the cost of relocating mobile homes, removing sewer and water services, and providing curb cuts onto Elms Road to acquire the right-of-way needed to construct the Elms Road Project.

- CA-14-078** Consider a memorandum/resolution authorizing an amendment to the Seniors Count program.

Staff comments: Leslie Hinkle

The City of Killeen established the Seniors Count program to provide eligible senior citizens (age 60+) with financial assistance on their water utility bills. Staff is recommending changing the priority level assistance to a maximum of \$45 per month for the highest priority applicant and \$15 per month to the lowest priority applicant for a six month period.

- CA-14-079** Consider a memorandum/resolution for Ambiance Limousine and Transportation, LLC., Ground Transportation Application.

Staff comments: Kathy Davis

Ambiance Limousine has submitted an application for ground transportation and will provide for a shuttle from any established pick-up point in Killeen. The company will operate one vehicle, a 2014 Chrysler Stretch Limousine with a seating capacity of ten. Staff recommends that the City Council vote to permit a ground transportation authority to Ambiance Limousine and Transportation, LLC.

Motion was made by Mayor Pro-Tem Blackstone to approve Consent Agenda items 075 through 079, as presented. Motion was seconded by Councilmember Gilmore. Motion carried unanimously.

Public Hearings / Ordinances

- PH-14-037** HOLD a public hearing and consider an ordinance readopting the youth curfew. (2nd of 2 readings)

The City Secretary read the caption of the ordinance.

AN ORDINANCE READOPTING A CURFEW FOR PERSONS UNDER SEVENTEEN YEARS OF AGE TO PROHIBIT THEIR BEING IN ANY PUBLIC PLACE FROM 11:00PM ON ANY SUNDAY, MONDAY, TUESDAY, WEDNESDAY, OR THURSDAY UNTIL 6:00AM THE FOLLOWING DAY, AND FROM 12:01 AM UNTIL 6:00AM ON ANY FRIDAY OR SATURDAY OR ON ANY DAY FROM JUNE 1 THROUGH AUGUST 15; PROVIDING DEFINITIONS; PROVIDING ENFORCEMENT PROCEDURES; PROVIDING PENALTIES CONSISTING OF A FINE FOR MINORS NOT TO EXCEED

\$500.00, AND FOR PARENTS OF MINORS CONSISTING OF A FINE OF NOT LESS THAN \$50.00, BUT NOT TO EXCEED \$500.00; ADOPTING CERTAIN DEFENSES; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

Staff comments: Jerri Mapes

Staff recommends action to continue the current ordinance.

Mayor Cosper opened the public hearing. With no one appearing the public hearing was closed.

Motion was made by Councilmember Clark to approve PH-037. Motion was seconded by Councilmember Rivera. Motion carried unanimously.

PH-14-041 HOLD a public hearing and consider an ordinance adopting the FY 2014-2015 Annual Action Plan for the Community Development Block Grant (CDBG) and Home Investment Partnerships (HOME) program.
(1st of 2 Public Hearings)

The City Secretary read the caption of the ordinance.

AN ORDINANCE AUTHORIZING THE 2014-2015 ANNUAL ACTION PLAN DESCRIBING THE USE OF FUNDS AND AUTHORIZING THE APPLICATION FOR AND ALLOCATION OF \$984,406.00 IN FY 2014-15 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS AND THE USE OF PRIOR YEAR PROGRAM INCOME AND PRIOR YEAR REPROGRAMMABLE FUNDS FOR A TOTAL EXPENDITURE OF \$1,032,764.25 OF CDBG FUNDS; AND THE APPLICATION OF \$327,980.00 IN HOME INVESTMENT PARTNERSHIP (HOME) PROGRAM FUNDS AND THE USE OF PRIOR YEAR PROGRAM INCOME AND PRIOR YEAR REPROGRAMMABLE FUNDS FOR A TOTAL EXPENDITURE OF \$424,613.47 OF HOME FUNDS; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE

Staff comments: Leslie Hinkle

The CDAC met on April 29 and April 30, 2014 to review and make recommendations for proposed use of the FY 2014-2015 CDBG and HOME Program funds on the basis of eligibility, need, and priority. Projects undertaken with CDBG and HOME Program funds address goals and objectives established in the Consolidated Strategic Plan and Annual Action Plan to meet affordable housing and community development needs.

Mr. Ralph Cossey, Chairman of the Community Development Advisory Committee, explained the slide presentation, the categories, and the dollar amount recommended for each applicant.

Mayor Cosper opened the public hearing.

Janell Frazier, 802 N. 2nd – thanked the board for support on Head Start Program and explained the reasoning for the application submittal.

Gene Deutscher, Bell County Dept of Human Services - thanked the council for their support of BCDHS.

Maureen Jouett, - representative of Bring Everyone in the Zone. Thanked the council for their support.

With no one else appearing the public hearing was closed.

Motion was made by Councilmember Clark to approve the first reading of PH-041 and adopt the ordinance. Motion was seconded by Councilmember Gilmore. Motion carried unanimously.

PH-14-042A HOLD a public hearing and consider an ordinance amending the FY 13-14 City of Killeen Annual Budget and Plan of Municipal Services of the City of Killeen to fund pay increases.

The City Secretary read the caption of the ordinance.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KILLEEN, TEXAS AMENDING THE FY 2013-14 ANNUAL BUDGET AND PLAN OF MUNICIPAL SERVICES OF THE CITY OF KILLEEN BY INCREASING VARIOUS GENERAL FUND EXPENDITURE ACCOUNTS IN THE AMOUNT OF \$414,429; INCREASING VARIOUS AVIATION FUNDS EXPENDITURE ACCOUNTS IN THE AMOUNT OF \$17,404; INCREASING VARIOUS SOLID WASTE FUND EXPENDITURE ACCOUNTS IN THE AMOUNT OF \$37,381; INCREASING VARIOUS WATER AND SEWER FUND EXPENDITURE ACCOUNTS IN THE AMOUNT \$49,288; INCREASING VARIOUS DRAINAGE UTILITY FUND EXPENDITURE ACCOUNTS IN THE AMOUNT OF \$12,492; AND INCREASING VARIOUS OTHER FUNDS EXPENDITURE ACCOUNTS IN THE AMOUNT OF \$16,399; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT WITH THIS ORDINANCE; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR PUBLICATION AND ESTABLISHING AN EFFECTIVE DATE.

Staff comments: Glenn Morrison

The city manager is requesting council approval of a 3% increase in salary for all city employees, excluding only the city manager.

Councilmember Okray thanked those who participated in the research and thanked staff for their assistance; supports idea of pay adjustment for employees but believes current pay is currently adequate. Councilmember Okray expressed a concern about lower level and intermediate level employees pay and their ability to sustain living expenses.

Councilmember Harris expressed a concern regarding making a decision with only a preliminary draft and would like to see a final draft first. Not comfortable voting for a raise across the board.

Councilmember Clark explained the definition of non-civil or civil service employees and what the council is attempting to do with this ordinance.

Councilmember Rivera described his opinion of what cities we should be comparing ourselves to. Believes this adjustment is coming at a good time.

Mayor Cosper opened the public hearing.

Ty Birdsong, 1600 Jefferies – citizen since 2010. Mr. Birdsong is concerned about taking money from the general fund when it could be used for roads in the city that he feels are not maintained adequately. Doesn't feel like upper level employees need a raise; lower level entry employees need the raise. Civil Service employees don't need the raise; non-civil service needs the raises.

With no one else appearing the public hearing was closed.

Motion was made by Councilmember Rivera to approve PH-042A, B, C, and D. Motion was seconded by Councilmember Clark. Motion carried 5 to 2 with Councilmember Harris and Councilmember Okray opposing.

PH-14-042B Consider an ordinance to amend Police Department Civil Service pay plan.

The City Secretary read the caption of the ordinance.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KILLEEN, TEXAS UPDATING THE POLICE DEPARTMENT PAY PLAN TO COMPLY WITH THE PROVISIONS OF TEXAS LOCAL GOVERNMENT CODE 143.041, 143.042, 143.043, 143.044, 143.047; PROVIDING FOR A REPEALER CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.

Staff comments: Glenn Morrison

This ordinance will approve for the civil service employees in the Killeen Police Department a 3% pay increase.

PH-14-042C Consider an ordinance to amend Fire Department Civil Service pay plan.

Staff comments: Glenn Morrison

This ordinance will approve for the civil service employees in the Killeen Fire Department a 3% pay increase.

PH-14-042D Consider a memorandum/resolution regarding a proposed pay adjustment for non-civil service city employees.

Staff comments: Glenn Morrison

This proposed pay adjustment of 3%, effective June 2014, makes a positive impact for all employees. Additionally, it is aligned with and in support of VISION 2030, Goal 11: "Recruiting and Maintaining a Talented and Committed Workforce for the City of Killeen."

Ordinances / Resolutions

OR-14-019 Consider a memorandum/resolution regarding the appointment of council members to various boards, commissions, committees, and commissions sub-committees.
Mayor Cosper went over a list presented at the workshop indicating which council members would serve on the various groups listed.

Motion was made by Councilmember Rivera to approve OR-019. Motion was seconded by Mayor Pro-Tem Blackstone. Motion carried unanimously.

Adjournment

With no further business, upon motion being made by Mayor Pro-Tem Blackstone, seconded by Councilmember Gilmore, and unanimously approved, the meeting was adjourned at 6:02 p.m.

Scott Cospers, Mayor

Dianna Barker, City Secretary